



**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

**DIVINE ALLAH,**

**Plaintiff,**

**- against -**

**GLENN S. GOORD, Commissioner of  
the Department of Correctional Services,  
individually and in his official capacity;  
WILLIAM PHILLIPS, Superintendent  
of Green Haven Correctional Facility,  
individually and in his official capacity;  
Correctional Officer "John" SIMMONS,  
"John" being a fictitious first name,  
individually and in his official capacity;  
Correctional Officer, "John"  
FERGUSON, "John" being a fictitious  
first name, individually and in his official  
capacity; CARL KOENIGSMANN,  
M.D., Medical Director of Green Haven,  
individually and in his official capacity;  
and NEW YORK STATE  
DEPARTMENT OF CORRECTIONAL  
SERVICES,**

**Defendants.**

**SHIRA A. SCHEINDLIN, U.S.D.J.:**

**ORDER**

**04 Civ. 6717 (SAS)**

The Pro Se Office is hereby directed to send plaintiff, Divine Allah, a Rule 4 service package forthwith so that he may effect service on defendant John Simmons through the United States Marshals. The Office of the Attorney General

for the State of New York has informed this Court that it will accept service on behalf of defendant Simmons, who remains on military duty but is currently stationed in Florida.

SO ORDERED:

A handwritten signature in black ink, appearing to read 'Shira A. Scheindlin', written over a horizontal line.

Shira A. Scheindlin  
U.S.D.J.

Dated: New York, New York  
November 16, 2009

**- Appearances -**

**Plaintiff (Pro Se):**

Divine Allah  
#99-A-1557  
Upstate Correctional Facility  
P.O. Box 2001  
Malone, NY 12953

**For Defendants:**

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